IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
Criminal Misc. Application No.732/05

1 Rahul Tandon s/o Achal Bihari Tandon
2 Achal Bihari Tandon s/o Late Nand Lal Tandon
3 Smt, Manju Tandon w/o Shri Achal Bihari Tandon
All residents of LIG-23 Shivlok Colony, Police Station Ranipur, District Haridwar.

applicants.

Versus

1 State of Uttaranchal
2 Smt. Sujata Tandon w/o Shri Rahul Tandon
D/o of Shri Deena Nath Minocha,
Presently r/o 25-Niranjani Akhara
Police Station Kotwarli Haridwar, District Haridwar.

respondents.

Hon'ble B.C. Kandpal, J.

This petition under Section 482 Cr.P.C. has been filed by the applicants for quashing Criminal Proceedings in case Criminal 2929 of 2005 under Section 498A ,323, 504 of IPC pending in the court of Chief Judicial Magistrate Haridwar.

This Court vide order dated 21.10.2005 directed both the parties s to be present personally before this Court on 8.11.2005.

Both the parties are present in person before this Court today and they have filed a Compromise Deed stating therein that both the parties have now entered into compromise and as per compromise respondent No.2 Smt. Sujata Tandon has been paid an amount of Rs. 1,80,000/-(Rupees one lac and eighty thousands) by way of two separate Bank Drafrs. It has been submitted that both these Bank Drafts have already been presented before the Judge Family Court , Haridwar and respondent No.2 Smt. Sujata

Tandon shall receive this Bank Draft tomorrow i.e. on 9.11.2005 from the Family Court, Haridwar. It has also been mentioned in the compromise deed that entire ' Stri Dhan' has also been given by the petitioner to respondent No.2 and nothing is due to the petitioner.

Keeping in view the compromise deed filed by both the parties before this Court as well as s the decision of the Hon'ble Apex Court in B.S. Joshi and others vs State of Haryana and another reported in 2003 SCC (Crl) 848 I am of the opinion that in order to secure the ends of justice the criminal proceedings pertaining to the present case pending before the court Chief Judicial Magistrate Haridwar should be quashed.

I therefore in exercise of the inherent powers under Section 482 Cr.P.C in Criminal Casse No. 2929 of 2005 under Section 498-A,323,504 IPC pending in the court of Chief Judicial Magistrate, Haridwar are quashed.

The petition under Section 482 Cr.P.C is disposed of accordingly.

(B.C. Kandpal, J.)

8.11.2005

nbj